

E-Filed 10/30/06

NOT FOR CITATION
IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

ROBERT ELROY SMITH,

Plaintiff,

v.

HYANG SOOK KIM, UNITED STATES OF
AMERICA,

Defendants.

Case Number C 05-1439 JF

ORDER¹ DENYING CONTINUANCE
AND GRANTING EXTENSION TO
FILE SUPPLEMENTAL BRIEFING

[re: docket no. 56]

Plaintiff moves for a continuance of the November 9, 2006, hearing on the motion to dismiss pending in this case and for an extension of time for supplemental briefing. Defendants oppose the motion.

The Court will deny the motion for a continuance of the hearing. Plaintiff shall file any supplemental briefing on or before November 3, 2006.

IT IS SO ORDERED.

¹ This disposition is not designated for publication and may not be cited.

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3 DATED: October 30, 2006
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JEREMY FOGEL
United States District Judge

1 This Order has been served upon the following persons:

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5 Notice will be delivered by other means to:

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